

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ALABAMA
NORTHERN DIVISION

JEAN PETTWAY, o/b/o
JAMES E. PETTWAY, JR.,

Plaintiff,

vs.

JO ANNE B. BARNHART,
COMMISSIONER OF
SOCIAL SECURITY,

Defendant.

FILED DEC 3 '02 AM 8:21 USDC/ALS

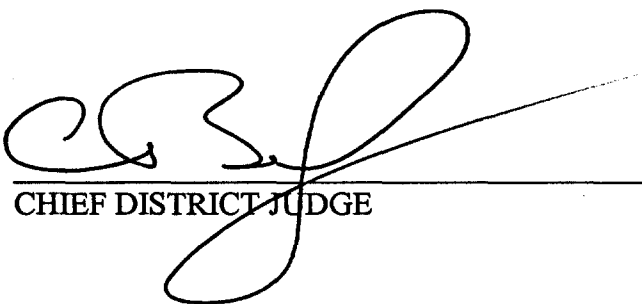
CIVIL ACTION NO. 02-0004-CB-S

ORDER

After due and proper consideration of all pleadings in this file, and there having been no objections filed, the Recommendation of the Magistrate Judge made under 28 U.S.C. §636(b)(1)(B) is adopted as the opinion of this Court.

It is **ORDERED** that the Commissioner's Motion to Dismiss be **DENIED**.

DONE this the 2^d day of December, 2002.



CHIEF DISTRICT JUDGE